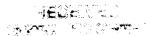


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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. Serial No.

09/829,646

Confirmation No. 5370

tv. ogranisisis

Title

COMPUTER SYSTEM WITH TRANSPARENT DATA

MIGRATION BETWEEN STORAGE VOLUMES

Applicant(s)

Carey Philip Atkin

Filed

April 10, 2001

TC/A.U.

2187

Examiner

Than Vinh Nguyen

Docket No.

12745/5

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Phone No.:

571-272-4198 (Ex. Than Vinh Nguyen)

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

COMMUNICATION

SIR:

This Communication is to confirm the telephone conference between Examiner Than Vinh Nguyen and Ms. S. Elizabeth Miller (Legal Assistant to Aaron C. Deditch (reg. no. 33,865)) of February 15, 2005. Examiner Nguyen confirmed that he had received our Communication of January 25, 2005, and indicated that everything was "ok" as to the Applicant being able to obtain to extensions of time as to any response. In particular, the Examiner advised and confirmed that he would issue an Office Communication concerning the Office Action of November 24, 2004 to confirm the fact that Applicants may obtain extensions of time as to any response as to the first Office action, since the related litigation had been dismissed, as detailed in the Communication of January 25, 2004.

While no fee is believed to be due as to this Communication, the Commissioner is authorized to charge payment of any fees associated with this communication or credit any overpayment to the deposit account of Kenyon & Kenyon, deposit account number 11-0600. A duplicate copy of this page is enclosed.

Respectfully submitted

KENYON & KENYO

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